

FILED
Clerk
District Court

AUG 12 2005

For The Northern Mariana Islands
By _____
(Deputy Clerk)

UNITED STATES DISTRICT COURT
NORTHERN MARIANA ISLANDS

UNITED STATES OF AMERICA,)
)
Plaintiff,)
)
v.)
)
DAI Xiao Jun,)
)
Defendant.)

Criminal Case No. 05-00022

**ORDER GRANTING WAIVER OF
SPEEDY TRIAL AND AMENDING
SCHEDULING**

Hearing: August 12, 2005

Time: 1:30 pm

The defendant, DAI Xiao Jun, appeared in open court with his attorney Robert Torres on August 12, 2005.


Defendant waived his right to speedy trial and moved to continue his trial date in order to allow for additional time to effectively prepare his case;

The Court finds pursuant to Title 18, United States Code § 3161 (h)(8) that the ends of justice served by allowing the defense further time to review the evidence in preparation for trial outweigh any other interests the public or the defendant may have in a speedy trial; therefore,

IT IS ORDERED:

1. Pursuant to the defendant's request and a written voluntary, knowing and intelligent waiver, speedy trial was waived and the time from the execution of this waiver up to and including Dec. 13, 2005, is hereby excluded from the computing of time within which trial of the offenses contained in the indictment must commence pursuant to the Speedy Trial Act ;
2. The jury trial herein shall commence on December 12, 2005; and
3. The following be filed with this Court no later than one week before trial:
 - a) Proposed jury voir dire questions;
 - b) A joint exhibit list (Government's exhibits numbered; Defendant's exhibits lettered) (one original and three copies for the Court);
 - c) A complete set of marked exhibits (with a copy for the Court if practicable);
 - d) Proposed verdict forms;
 - e) Witness lists for purposes of voir dire only (witness lists shall include: legal names, aliases, nicknames, place of residence, and place of employment) (one original and three copies for the Court); and
 - f) Proposed jury instructions (those jury instructions upon which agreement cannot be reached shall be submitted in a separate packet, together with the objections and authority therefor of each party.)

DATED: August 12, 2005.


JUDGE

1 The undersigned parties stipulate to this order both as to form and substance. The
2 defendant specifically acknowledges the waiver of speedy trial and exclusion of time up to and
3 including December 13, 2005.

4
5 DAI Xiao Jun
6 DAI Xiao Jun,
7 Defendant

Date: 8-12-05

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9 Robert Torres
10 ROBERT TORRES,
11 Attorney for defendant

Date: 8-12-05

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13 LEONARDO M. RAPADAS
14 United States Attorney
15 District of the NMI

16 By:

17 Jamie D. Bowers
18 JAMIE D. BOWERS, AUSA
19 Assistant United States Attorney

Date: 8/12/5